

AMENDED IN ASSEMBLY SEPTEMBER 11, 1997

AMENDED IN ASSEMBLY SEPTEMBER 5, 1997

AMENDED IN SENATE APRIL 17, 1997

AMENDED IN SENATE APRIL 8, 1997

SENATE BILL

No. 828

Introduced by Senator Greene

February 26, 1997

An act to amend Sections 6710, 6714, 6747, and 8710 of the Business and Professions Code, relating to professional engineers.

LEGISLATIVE COUNSEL'S DIGEST

SB 828, as amended, Greene. Professional engineers and land surveyors.

(1) The Professional Engineers Act establishes the State Board of Registration for Professional Engineers and Land Surveyors in the Department of Consumer Affairs, and requires the board to appoint an executive officer at a salary to be fixed and determined by the board with the approval of the Director of Finance. The Professional Land Surveyors' Act provides that the board shall also administer that act. These provisions are to become inoperative on July 1, 1998, and, as of January 1, 1999, are repealed.

This bill would extend the operation of the board, and its appointment authority with respect to an executive officer, until July 1, 2000, and would repeal these provisions as of January 1, 2001.

(2) *The act, except for those provisions that apply to civil engineers and civil engineering, provides that it is not applicable to the performance of engineering work by a manufacturing, mining, public utility, research and development, or other industrial corporation, or by employees of that corporation, provided this work is in connection with, or incidental to, the products, systems, or services of the corporation or its affiliates.*

This bill would include consultants, temporary employees, contract employees, and those persons hired pursuant to 3rd-party contracts as “employees” for purposes of the above provision.

(3) Existing law requires the Joint Legislative Sunset Review Committee to perform various functions and duties with respect to evaluating and determining whether a board or regulatory program has demonstrated a public need for the board’s or program’s continued existence, and to report its findings and recommendations to the Department of Consumer Affairs for review.

This bill would provide that the repeal of provisions on January 1, 2001, relating to the operation of the State Board of Registration for Professional Engineers and Land Surveyors shall render the board subject to the above review, but that the review of the board shall be limited to only those unresolved issues identified by the Joint Legislative Sunset Review Committee.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 6710 of the Business and
2 Professions Code is amended to read:

3 6710. (a) There is in the Department of Consumer
4 Affairs a State Board of Registration for Professional
5 Engineers and Land Surveyors, which consists of 13
6 members.

7 (b) This section shall become inoperative on July 1,
8 2000, and, as of January 1, 2001, is repealed, unless a later
9 enacted statute, that becomes effective on or before

1 January 1, 2001, deletes or extends the dates on which it
2 becomes inoperative and is repealed. The repeal of this
3 section shall render the board subject to the review
4 required by Division 1.2 (commencing with Section 473).
5 However, the review of this board shall be limited to only
6 those unresolved issues identified by the Joint Legislative
7 Sunset Review Committee.

8 SEC. 2. Section 6714 of the Business and Professions
9 Code is amended to read:

10 6714. The board shall appoint an executive officer at
11 a salary to be fixed and determined by the board with the
12 approval of the Director of Finance.

13 This section shall become inoperative on July 1, 2000,
14 and, as of January 1, 2001, is repealed, unless a later
15 enacted statute, that becomes effective on or before
16 January 1, 2001, deletes or extends the dates on which it
17 becomes inoperative and is repealed.

18 SEC. 3. Section 6747 of the Business and Professions
19 Code is amended to read:

20 6747. (a) This chapter, except for those provisions
21 ~~which~~ that apply to civil engineers and civil engineering,
22 shall not be ~~applicable~~ apply to the performance of
23 engineering work by a manufacturing, mining, public
24 utility, research and development, or other industrial
25 corporation, or by employees of ~~such~~ that corporation,
26 provided ~~such~~ that work is in connection with, or
27 incidental to, the products, systems, or services of ~~such~~
28 that corporation or its affiliates.

29 (b) For purposes of this section, "employees" also
30 includes consultants, temporary employees, contract
31 employees, and those persons hired pursuant to
32 third-party contracts.

33 ~~SEC. 3.—~~

34 SEC. 4. Section 8710 of the Business and Professions
35 Code is amended to read:

36 8710. The State Board of Registration for Professional
37 Engineers and Land Surveyors is vested with power to
38 administer the provisions and requirements of this
39 chapter, and may make and enforce rules and regulations
40 that are reasonably necessary to carry out its provisions.

1 This section shall become inoperative on July 1, 2000,
2 and, as of January 1, 2001, is repealed, unless a later
3 enacted statute, which becomes effective on or before
4 January 1, 2001, deletes or extends the dates on which it
5 becomes inoperative and is repealed. The repeal of this
6 section shall render the board subject to the review
7 required by Division 1.2 (commencing with Section 473).
8 However, the review of this board shall be limited to only
9 those unresolved issues identified by the Joint Legislative
10 Sunset Review Committee.

